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Attorneys for Defendants
Hitachi America, Ltd. and Hitachi Electronic
Devices (USA), Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Michael Eliav, individually and on behalf
of all those similarly situated,

Plaintiff,

v.

LG-Philips LCD Co. Ltd., et al.,

Defendants.

Case No. 06-CV-07931 MMC

**STIPULATION AND ORDER FOR
EXTENSION OF TIME**

Honorable Maxine M. Chesney

STIPULATION FOR EXTENSION OF TIME

WHEREAS plaintiff filed a complaint in the above-captioned case on or about
December 28, 2006;

WHEREAS plaintiff alleges antitrust violations by manufacturers of Liquid Crystal
Display ("LCD") products;

WHEREAS more than forty-one complaints have been filed to date in federal district
courts throughout the United States by plaintiffs purporting to bringing class actions on behalf of
indirect purchasers alleging antitrust violations by manufacturers of LCD products (collectively,
"the LCD Cases");

WHEREAS there is a motion pending before the Judicial Panel on Multidistrict Litigation
to transfer the LCD Cases to the Northern District of California for coordinated or consolidated

1 pretrial proceedings pursuant to 28 U.S.C. § 1407;

2 WHEREAS plaintiff anticipates the possibility of Consolidated Amended Complaints in
3 the LCD Cases;

4 WHEREAS plaintiff and Hitachi America, Ltd. ("HAL") and Hitachi Electronic Devices
5 (USA), Inc. ("HED-US") have agreed that an orderly schedule for any response to the pleadings
6 in the LCD Cases would be more efficient for the parties and for the Court;

7 WHEREAS plaintiff agrees that the deadline for HAL and HED-US to respond to the
8 Complaint shall be extended until the earlier of the following two dates: (1) forty-five days after
9 the filing of a Consolidated Amended Complaint in the LCD Cases; or (2) forty-five days after
10 plaintiff provides written notice to HAL and HED-US that plaintiff does not intend to file a
11 Consolidated Amended Complaint, provided that such notice may be given only after the initial
12 case management conference in the MDL transferee court in this case;

13 WHEREAS plaintiff further agrees that this extension is available, without further
14 stipulation with counsel for plaintiff, to all named defendants who notify plaintiff in writing of
15 their intention to join this extension;

16 WHEREAS this Stipulation does not constitute a waiver by HAL and HED-US or any
17 defendant of any defense, including but not limited to the defenses of lack of personal or subject
18 matter jurisdiction, insufficiency of process, insufficiency of service of process, or improper
19 venue.

20 PLAINTIFF AND DEFENDANTS HAL AND HED-US, BY AND THROUGH THEIR
21 RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS FOLLOWS:

22 1. The deadline for the HAL and HED-US to respond to the Complaint shall be
23 extended until the earlier of the following two dates (1) forty-five days after the filing of a
24 Consolidated Amended Complaint in the LCD Cases; or (2) forty-five days after the plaintiff
25 provides written notice that he does not intend to file a Consolidated Amended Complaint,
26 provided that such notice may be given only after the initial case management conference in the
27 MDL transferee court in this case.

28 2. This extension is available, without further stipulation with counsel for plaintiff or

1 further order of the Court, to all named defendants who notify plaintiff in writing of their
2 intention to join this extension.

3 IT IS SO STIPULATED.

4 Dated: 1-24-07

5 Signature: Susan Kupfer

6 Susan G. Kupfer
7 Sylvie K. Kern
8 Glancy Binkow & Goldberg LLP
9 455 Market Street, Suite 1810
San Francisco, CA 94105

10 Counsel for Plaintiff Michael Eliav

Dated: 1-25-07

Signature: Kent M. Roger

Kent M. Roger
William J. Taylor
Morgan, Lewis & Bockius LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1126

Counsel for Defendants
Hitachi America, Ltd. and Hitachi Electronic
Devices (USA), Inc.

11
12 **SO ORDERED:**

Maxine M. Chesney

13 Dated: January 25, 2007 Maxine M. Chesney

14 UNITED STATES DISTRICT JUDGE